

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DR. ORIEN L. TULP,  
Plaintiff,

CIVIL ACTION

v.

EDUCATIONAL COMMISSION FOR  
FOREIGN MEDICAL GRADUATES AND  
DR. WILLIAM W. PINSKY,  
Defendants.

NO. 18-5540

**ORDER**

**AND NOW**, this 26th day of March, 2019, upon consideration of Defendants' Motion to Dismiss and support thereof (ECF Nos. 20 & 25), and Plaintiff's Response in Opposition thereto (ECF No. 24), it is hereby **ORDERED** that Defendants' Motion to Dismiss is **GRANTED IN PART AND DENIED IN PART**, as follows:

1. Defendants' Motion to Dismiss Plaintiff's common law due process claim against ECFMG is **DENIED**;
2. Defendants' Motion to Dismiss the remainder of Plaintiff's claims against Defendants is **GRANTED**. Such claims are **DISMISSED WITHOUT PREJUDICE**.

**BY THE COURT:**

/s/ Wendy Beetlestone

---

**WENDY BEETLESTONE, J.**

(B)